

## **EXHIBIT A**

## Application for Permanent Residence

DO NOT WRITE IN THIS BLOCK		
Case ID#	Action Stamp	Fee Stamp
A#		
G-28 or Volag#		
Section of Law <input type="checkbox"/> Sec. 209(b), INA <input type="checkbox"/> Sec. 214(d), INA <input type="checkbox"/> Sec. 13, Act of 9/11/57 <input type="checkbox"/> Sec. 245, INA <input type="checkbox"/> Sec. 249, INA		
Country Chargeable		Eligibility Under Sec. 245 <input type="checkbox"/> Approved Visa Petition <input type="checkbox"/> Dependent of Principal Alien <input type="checkbox"/> Special Immigrant <input type="checkbox"/> Other _____ Preference _____

## A. Reason for this application

I am applying for lawful permanent residence for the following reason: (check the box that applies)

1. ☒ An immigrant visa number is immediately available to me because  
☐ A visa petition has already been approved for me (approval notice is attached)  
☒ A visa petition is being filed with this application
2. ☐ I entered as the fiancé(e) of a U.S. citizen and married within 90 days (approval notice and marriage certificate are attached)
3. ☐ I am an asylee eligible for adjustment
4. ☐ Other: \_\_\_\_\_

## B. Information about you

1. Name (Family name in CAPS) (First) (Middle) LJUTICA, Rajko	11. On what date did you last enter the U.S.? 10/30/87
2. Address (Number and Street) (Apartment Number) 243 East 60th Street Apt 4B (Town or City) (State/Country) (ZIP/Postal Code) New York, NY 10022	12. Where did you last enter the U.S.? (City and State) New York, NY
3. Place of Birth (Town or City) (State/Country) Bar Yugoslavia	13. What means of travel did you use? (Plane, car, etc.) Airplane
4. Date of Birth (Mo/Day/Yr) 10/12/57	14. Were you inspected by a U.S. immigration officer? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
5. Sex <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	15. In what status did you last enter the U.S.? (Visitor, student, exchange alien, crewman, temporary worker, without inspection, etc.) visitor B-2
6. Marital Status <input checked="" type="checkbox"/> Married <input type="checkbox"/> Single <input type="checkbox"/> Widowed <input type="checkbox"/> Divorced	16. Give your name EXACTLY as it appears on your Arrival/Departure Record (Form I-94). LJUTICA, Rajko
7. Social Security Number NONE	17. Arrival/Departure Record (I-94) Number 2 7 2 4 4 7 8 0 0 0
8. Alien Registration Number (if any) NONE	18. Visa Number 000466
9. Country of Citizenship YUGOSLAVIA	19. At what Consulate was your nonimmigrant visa issued? (Country of citizenship) (Date marriage ended) Belgrade 10/16/87
10. Have you ever applied for permanent resident status in the U.S.? (If Yes, give the date and place of filing and final disposition) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	20. Have you ever been married before? (Names of prior husbands/wives) (Country of citizenship) (Date marriage ended) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
21. Has your husband/wife ever been married before? (Names of prior husbands/wives) (Country of citizenship) (Date marriage ended) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	

INITIAL RECEIPT	RESUBMITTED	RELOCATED		COMPLETED		
		Rec'd	Sent	Approved	Denied	Return

Name	Relationship	Place of Birth	Date of Birth	Country of Residence	Applying With You?
Jillian Ljutica	Wife	USA	4/16/63	USA	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Miroscaw Ljutica	Brother	Yugoslavia	9/7/55	Yugoslavia	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
					<input type="checkbox"/> Yes <input type="checkbox"/> No
					<input type="checkbox"/> Yes <input type="checkbox"/> No
					<input type="checkbox"/> Yes <input type="checkbox"/> No
					<input type="checkbox"/> Yes <input type="checkbox"/> No
					<input type="checkbox"/> Yes <input type="checkbox"/> No
					<input type="checkbox"/> Yes <input type="checkbox"/> No
					<input type="checkbox"/> Yes <input type="checkbox"/> No
					<input type="checkbox"/> Yes <input type="checkbox"/> No

23. List your present and past membership in or affiliation with every organization, association, fund, foundation, party, club, society or similar group in the United States or in any other country or place, and your foreign military service (If this does not apply, write "N/A")

A. Navy - Yugoslav	19 81 to 19 82
B.	19 to 19
C.	19 to 19
D.	19 to 19
E.	19 to 19
F.	19 to 19
G.	19 to 19

24. Have you ever, in or outside the United States:

a) knowingly committed any crime for which you have not been arrested?	<input checked="" type="checkbox"/> Yes <input checked="" type="checkbox"/> No
b) been arrested, cited, charged, indicted, convicted, fined, or imprisoned for breaking or violating any law or ordinance, including traffic regulations?	<input type="checkbox"/> Yes <input type="checkbox"/> No
c) been the beneficiary of a pardon, amnesty, rehabilitation decree, other act of clemency or similar action?	<input type="checkbox"/> Yes <input type="checkbox"/> No

Date	Place (City)	(State/Country)	Nature of offense	Outcome of case, if any
1) 4-88	NYC		POSSESSION OF STOLEN PROPERTY	DISMISSED
2)				
3)				
4)				
5)				

25. Have you ever received public assistance from any source, including the U.S. Government or any state, county, city or municipality?

☐ Yes ☒ No (If Yes, explain, including the name(s) and Social Security number(s) you used.)

26. Do any of the following relate to you? (Answer Yes or No to each)

A. Have you been treated for a mental disorder, drug addiction, or alcoholism?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
B. Have you engaged in, or do you intend to engage in, any commercialized sexual activity?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
C. Are you or have you at any time been an anarchist, or a member of or affiliated with any Communist or other totalitarian party, including any subdivision or affiliate?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
D. Have you advocated or taught, by personal utterance, by written or printed matter, or through affiliation with an organization:	
1) opposition to organized government	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
2) the overthrow of government by force or violence	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
3) the assaulting or killing of government officials because of their official character	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
4) the unlawful destruction of property	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
5) sabotage	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
6) the doctrines of world communism, or the establishment of a totalitarian dictatorship in the United States?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
E. Have you engaged or do you intend to engage in prejudicial activities or unlawful activities of a subversive nature?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
F. During the period beginning March 23, 1933, and ending May 8, 1945, did you order, incite, assist, or otherwise participate in persecuting any person because of race, religion, national origin, or political opinion, under the direction of, or in association with any of the following:	
1) the Nazi government in Germany	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
2) any government in any area occupied by the military forces of the Nazi government in Germany	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
3) any government established with the assistance or cooperation of the Nazi government of Germany	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
4) any government that was an ally of the Nazi government of Germany	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
G. Have you been convicted of a violation of any law or regulation relating to narcotic drugs or marijuana, or have you been an illicit trafficker in narcotic drugs or marijuana?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

- H. Have you been involved in assisting your former enemy to enter the United States in violation of the law? ☐ Yes ☒ No
- I. Have you applied for exemption or discharge from training or service in the Armed Forces of the United States on the ground of alienage and have you been relieved or discharged from that training or service? ☐ Yes ☒ No
- J. Are you mentally retarded, insane, or have you suffered one or more attacks of insanity? ☐ Yes ☒ No
- K. Are you afflicted with psychopathic personality, sexual deviation, mental defect, narcotic drug addiction, chronic alcoholism, or any dangerous contagious disease? ☐ Yes ☒ No
- L. Do you have a physical defect, disease, or disability affecting your ability to earn a living? ☐ Yes ☒ No
- M. Are you a pauper, professional beggar, or vagrant? ☐ Yes ☒ No
- N. Are you likely to become a public charge? ☐ Yes ☒ No
- O. Are you a polygamist or do you advocate polygamy? ☐ Yes ☒ No
- P. Have you been excluded from the United States within the past year, or have you at any time been deported from the United States, or have you at any time been removed from the United States at government expense? ☐ Yes ☒ No
- Q. Have you procured or have you attempted to procure a visa by fraud or misrepresentation? ☐ Yes ☒ No
- R. Are you a former exchange visitor who is subject to, but has not complied with, the two-year foreign residence requirement? ☐ Yes ☒ No
- S. Are you a medical graduate coming principally to work as a member of the medical profession, without passing Parts I and II of the National Board of Medical Examiners Examination (or an equivalent examination)? ☐ Yes ☒ No
- T. Have you left the United States to avoid military service in time of war or national emergency? ☐ Yes ☒ No
- U. Have you committed or have you been convicted of a crime involving moral turpitude? ☐ Yes ☒ No

If you answered Yes to any question above, explain fully (Attach a continuation sheet if necessary):

27. ☐ Completed Form G-325A (Biographic Information) is signed, dated and attached as part of this application. Print or type so that all copies are legible.

☐ Completed form G-325A (Biographic Information) is not attached because applicant is under 14 or over 79 years of age.

**Penalties: You may, by law, be fined up to \$10,000, imprisoned up to five years, or both, for knowingly and willfully falsifying or concealing a material fact or using any false document in submitting this application.**

### Your Certification

I certify, under penalty of perjury under the laws of the United States of America, that the above information is true and correct. Furthermore, I authorize the release of any information from my records which the Immigration and Naturalization Service needs to determine eligibility for the benefit that I am seeking.

Signature [Signature] Date X Phone Number X

### Signature of Person Preparing Form if Other than Above

I declare that I prepared this document at the request of the person above and that it is based on all information of which I have any knowledge.

Print Name) (Address) (Signature) (Date)

G-28 ID Number

Volag Number

### Stop Here

(Applicant is **not** to sign the application below until he or she appears before an officer of the Immigration and Naturalization Service for examination)

LJUTICA RAJRO swear (affirm) that I know the contents of this application that I am signing including the attached documents, that they are true to the best of my knowledge, and that corrections numbered ( ) to ( ) were made by me or at my request, and that I signed this application with my full, true name:

X [Signature] (Complete and true signature of applicant)

Signed and sworn to before me by the above-named applicant at NYC on 8 22 88  
(Month) (Day) (Year)

[Signature] (Signature and title of officer)

## **EXHIBIT B**

U.S. DEPARTMENT OF JUSTICE  
Immigration and Naturalization ServiceMemorandum of Creation of Record  
of Lawful Permanent Residence

NOTICE TO CONDITIONAL RESIDENT ALIEN

DATE: 8-22-88 IE: Kemashu

Place	NYC
File No.	A29 512 918

Status as a lawful permanent resident of the United States is accorded:

Name In Care Of Street Address Apt. No. City, State, Zip	534 E. 83rd St #2D		Sex <input checked="" type="checkbox"/> Male 2 <input type="checkbox"/> Female	Date of Birth (Month/Day/Year) 272-44780 00 10/12/57	
	Rajko LJUTICA		City of Birth Yugoslavia	Country of Birth Yugoslavia	
	243 E. 60th St. Apt. 4B		Country of Nationality Yugoslavia	Country of Last Residence Yugoslavia	
	New York, N.Y. 10022		Year Adm. to U.S. or Year of Change to Present NI Class (whichever most recent) 87		
Marital Status	1 <input type="checkbox"/> Single 3 <input type="checkbox"/> Widowed	2 <input checked="" type="checkbox"/> Married 5 <input type="checkbox"/> Separated	Occupation UNR	N/I Class at time of Adj. B-2	Priority Date (Month/Day/Year) NA
Preference (If any) CR-6			Country to Which Chargeable (If any) NA		
Section 212 (a) (14) 1 <input type="checkbox"/> Applicable-Submitted 3 <input checked="" type="checkbox"/> Not Applicable			Mother's First Name Ksenja		
Labor Certification			Father's First Name Svetozer		
Last NIV Issued at (U.S. Consulate Post) Belgrade, Yugoslavia			Date of Issuance of Last NIV 10/16/87		
Under the following provision of law			Number of Last NIV 000466		
<input type="checkbox"/> Public Law 95-412 <input type="checkbox"/> Public Law 96-212 <input type="checkbox"/> Private Law No. _____ of the _____ Congress _____ Session			<input type="checkbox"/> Sec. 209 (a) of the I & N Act <input type="checkbox"/> Sec. 209 (b) of the I & N Act <input type="checkbox"/> Sec. 244 ( ) ( ) of the I & N Act <input checked="" type="checkbox"/> Sec. 245 of the I & N Act		
<input type="checkbox"/> Sec. 249 of the I & N Act <input type="checkbox"/> Sec. 1 of the Act of 11/2/66 <input type="checkbox"/> Sec. 13 of the Act of 9/11/57 <input type="checkbox"/> Sec. 214 (d) of the I & N Act			<input type="checkbox"/> Other law (Specify) _____		
As of <u>Nov 9</u> (Month) (Day) (Year) at <u>NYC</u> (City)			PORT OF ENTRY FOR PERMANENT RESIDENCE		
Class of admission (Insert Symbol) _____					
REMARKS					
RECOMMENDED BY: (Immigration Officer) <u>James P. Putik</u> (Date)			DATE OF ACTION NOV 09 1988 DD DISTRICT NYC 0664		

## FOR USE BY VISA CONTROL OFFICE

Date \_\_\_\_\_

Foreign State \_\_\_\_\_

Preference Category \_\_\_\_\_

Number \_\_\_\_\_

Month of Issuance \_\_\_\_\_

Signed \_\_\_\_\_  
(Visa Office, Dept. of State)

CC: Page 2 Master Index copy sent on 6/29/88CC: Page 3 ADIT and Statistical report copy sent on 11/10/88 A-6

## **EXHIBIT C**



SEP 17 1990

Case 1:07-cv-06129-JSR

Document 9-2

Filed 09/17/2007

Page 8 of 25

Department of Justice  
Immigration and Naturalization Service

Joint Petition to Remove the Conditional  
Basis of Alien's Permanent Resident Status

OMB # 15-0145

Do not write in this block

ACTION STAMP		FEE STAMP	
512 918	OLAG #	Receipt	Resubmitted
		Relocated	Completed
		Rec'd	Sent
		Ret	App
		Den	

Information About Conditional Permanent Resident

1. Name (Family name in CAPS) (First) (Middle)  
JULICA RAJAO (NONE)

2. Other names used (including maiden name)  
NONE

3. INS A#  
79 512918

4. Telephone #  
NONE

5. Address (Number and Street)  
320 COLLINS AVENUE #117

6. Town or City (State/Country) (ZIP/Postal Code)  
MIAMI BEACH FL 33140

7. Have you resided at any other address since becoming a permanent resident? (If yes, attach a list of all addresses and dates).

☒ Yes ☐ No

8. Date of Birth  
OCTOBER 12, 1957

9. Country of Citizenship  
YUGOSLAVIA

10. Social Security #  
082-74-8348

11. Current Employer (Name)  
SELF EMPLOYED

12. Employer's Address (Number and Street)  
720 COLLINS AVE

13. Town or City (State/Country) (ZIP/Postal Code)  
MIAMI BEACH FL 33140

14. Employer's Telephone #  
NONE

15. Job Title  
OWNER

16. Supervisor's Name  
NONE

17. Supervisor's Telephone #  
NONE

18. Have you been employed anywhere else since becoming a conditional permanent resident? (If yes, attach a list including all information requested in items 9 through 14 for each.)

☐ Yes ☒ No

B. Information About Petitioning Spouse

1. Name (Family name in CAPS) (First) (Middle)  
JULICA JILLIAN JANCELE

2. Other names used (including maiden name)  
NUTTBROCK JILLIAN JANCELE

3. INS A#  
NONE

4. Telephone #  
NONE

5. Address (Number and Street)  
3720 COLLINS AVENUE #117

6. Town or City (State/Country) (ZIP/Postal Code)  
MIAMI BEACH FL 33140

7. Have you resided at any other address since your spouse became a permanent resident? (If yes, attach a list of all addresses and dates).

☒ Yes ☐ No

8. Date of Birth  
APRIL 16, 1963

9. Country of Citizenship  
USA

10. Social Security #  
504-90-4038

11. Current Employer (Name)  
NONE HOUSEWIFE

12. Employer's Address (Number and Street)  
NONE

13. Town or City (State/Country) (ZIP/Postal Code)  
NONE

14. Employer's Telephone #  
NONE

15. Job Title  
NONE

16. Supervisor's Name  
NONE

17. Supervisor's Telephone #  
NONE

18. Have you been employed anywhere else since your spouse became a conditional permanent resident? (If yes, attach a list including all information requested in items 9 through 14 for each.)

☒ Yes ☐ No



3. Is this the same marriage through which conditional resident status was obtained? ☒ Yes ☐ No
4. Has the marriage through which conditional residence was obtained ever been annulled or judicially terminated? (If yes, attach a statement of explanation and a copy of the relevant decree.) ☐ Yes ☒ No
5. Was a fee paid to anyone other than an attorney in connection with the filing of the petition through which status was obtained, or in connection with this petition? (If yes, attach a statement of explanation.) ☐ Yes ☒ No

6. Children (Indicate in "Parent(s)" column "H" if child of husband, "W" if child of wife, or "B" if child of both.) Attach an additional sheet if there are more than six children.

Name	Date of Birth	Place of Birth	INS File Number	Parent(s) H/W/B	Address of Child
Andree Suptozac Lusitka	11-1-89	NYC, NY	NONE	B	3720 Collins Ave #11 Miami Beach, FL 33140

**Warning:**

The INS investigates information claimed on petitions and verifies the authenticity of documents. The INS seek criminal prosecutions when information or documents are falsified to obtain benefits.

**Documentation:**

All supporting documentation must be submitted in accordance with parts A., B., and C., Item number 6, in the instructions of this form.

**Penalties:**

You may, by law, be fined up to \$250,000 or imprisoned up to five years, or both, for entering into a marriage contract for the purpose of evading any provision of the immigration laws. Furthermore, you may be fined up to \$10,000 or imprisoned up to five years, or both, for knowingly and willfully falsifying or concealing a material fact or using any false document in submitting this petition.

**7. Certification of Information and Authorization for Release of Information.**

**Your certification (must be signed in ink by both conditional permanent resident and petitioning spouse):**

We certify, under penalty of perjury under the laws of the United States of America, that the foregoing is true and correct, and that the marriage described above was entered into in accordance with the laws of the place where the marriage took place and not for the purpose of procuring the conditional permanent resident's entry as an immigrant. Furthermore, we authorize the release of any information from either or both of our records which the Immigration and Naturalization Service needs to determine eligibility for the benefit being sought.

Signature of Conditional Permanent Resident [Signature] Date 9-17-90

Signature of Petitioning Spouse [Signature] Date 9-17-90

**Signature of Person Preparing Form, if Other than Above:**

I declare that I prepared this document at the request of the persons above and that it is based on all information of which I have any knowledge.

Signature of Preparer \_\_\_\_\_ Date \_\_\_\_\_

Print Name and Address \_\_\_\_\_

## **EXHIBIT D**

UNITED STATES DEPARTMENT OF JUSTICE  
IMMIGRATION AND NATURALIZATION SERVICE

NOTICE OF REMOVAL OF CONDITIONAL BASIS  
OF LAWFUL PERMANENT RESIDENCE

FILE NUMBER: 29512918

DATE OF DECISION: 02/22/91

R LUTICA 516 15 ST #17

~~3720 COLLINS AVE #117~~

MIAMI BEACH

FL ~~33140~~

33139

NEW CLASSIFICATION  
SYMBOL: IR6

ADMISSION DATE: 11/09/88

PLEASE BE ADVISED THAT THE JOINT PETITION TO REMOVE THE CONDITIONAL BASIS  
ALIEN'S PERMANENT RESIDENT STATUS/APPLICATION FOR WAIVER OF REQUIREMENT  
FILE JOINT PETITION FOR REMOVAL OF CONDITIONS WHICH YOU FILED HAS BEEN  
PROVED. YOU ARE DEEMED TO BE A LAWFUL PERMANENT RESIDENT OF THE UNITED  
STATES AS OF THE DATE OF YOUR ORIGINAL ADMISSION OR ADJUSTMENT OF STATUS.

I WILL RECEIVE YOUR NEW ALIEN REGISTRATION RECEIPT CARD (FORM I-551)  
DIRECTLY FROM THE IMMIGRATION CARD FACILITY BY MAIL AT THE ADDRESS INDICATED  
ABOVE. YOU SHOULD NOT TRAVEL OUTSIDE THE UNITED STATES BEFORE RECEIVING YOUR  
I CARD UNLESS YOU HAVE RECEIVED A PASSPORT ENDORSEMENT FROM THIS SERVICE  
INDICATING THAT YOUR NEW CARD IS BEING PROCESSED.

SINCERELY,

RICHARD B SMITH  
DISTRICT DIRECTOR

## **EXHIBIT E**



***CERTIFICATION OF CRIMINAL DISPOSITION***

**Certified Copy of Criminal Docket Entries**

**The attached is a true copy of the docket entries for:**

**Case Number:** 91-CR-1029-2 (SWK)

**Defendant's Name:** RAJKO LJUTICA

***A TRUE COPY OF THE DOCKET ENTRIES  
DATED: NEW YORK, N.Y.***

**JAMES M. PARKISON  
Clerk of Court**

MARCH 13, 2000

by: *Julianne Schit*  
Deputy Clerk

CLOSED

U.S. District Court  
Southern District of New York - Civil Database (Foley Square)

CRIMINAL DOCKET FOR CASE #: 91-CR-1029-2

USA v. Nuttbrock, et al  
Case Assigned to: Judge Shirley Wohl Kram  
Dkt# in other court: None

Filed: 12/23/91

RAJKO LJUTICA  
defendant  
[term 12/17/93]

Marvyn Kornberg  
[term 12/17/93]  
[COR LD NTC]  
125-10 Queens Blvd  
Kew Gardens, NY 11415  
718-261-4400

Pending Counts:

Disposition

18:1344 BANK FRAUD  
(2)

The deft is committed to the custody of the U.S Bureau of Prisons to be imprisoned for a term of 16 months. Upon release from imprisonment, the deft shall be on supervised release for a term of 2 years.  
(2)

Offense Level (opening): 4

Terminated Counts:

Disposition

18:371 Conspiracy to Commit Bank Fraud.  
(1)

Dismissed as per memorandum endorsed on this date. Doc #11.  
(1)

Offense Level (disposition): 4

Complaints

Disposition

Complaint filed

U.S. Attorneys:

NONE

Docket as of March 13, 2000 9:30 am

Page 1



Proceedings include all events.

1:91cr1029-2 USA v. Nuttbrock, et al

CLOSED

11/26/91 3 Arrest WARRANT issued as to Rajko Ljutica (rg)  
[Entry date 02/19/92]

11/26/91 12 COMPLAINT as to Jillian Nuttbrock, Rajko Ljutica Jillian  
Nuttbrock (1) count(s) cmp, Rajko Ljutica (2) count(s) cmp  
( signed by Magistrate Judge Sharon Grubin ) (dd)  
[Entry date 07/13/92]

11/26/91 2 ORDER for Issuance of Arrest Warrant as to Jillian  
Nuttbrock, Rajko Ljutica ( Signed by Magistrate Judge  
Sharon Grubin ) (dd) [Entry date 07/13/92]

12/23/91 4 INDICTMENT as to Rajko Ljutica (2) count(s) 1, 2 (rg)  
[Entry date 02/19/92]

12/23/91 -- by Jillian Nuttbrock, Rajko Ljutica Filed Indictment 91 CR  
1029 (dd) [Entry date 07/13/92]

1/16/92 -- CASE to Judge Shirley W. Kram (rg) [Entry date 02/19/92]

1/16/92 -- First Appearance as to Rajko Ljutica held. Deft. Rajko  
Ljutica pres. assigned CJA Atty Barry Fallick(not pres).  
Deft. cont'd rel. on \$25,000 PRB and COS as set in FLA.  
Case assigned to Judge Kram. (rg) [Entry date 02/20/92]

1/16/92 -- Arraignment as to Rajko Ljutica held Rajko Ljutica (2)  
count(s) 1, 2 before Magistrate Judge Sharon E. Grubin (rg)  
[Entry date 02/20/92]

1/16/92 -- PLEA entered by Rajko Ljutica . Court accepts plea. Not  
Guilty: Rajko Ljutica (2) count(s) 1, 2 (Terminated  
motions - ) (rg) [Entry date 02/20/92]

1/16/92 -- CASE to Judge Shirley W. Kram (rg) [Entry date 02/20/92]

1/29/92 -- Defts not pres. Conference set for 2/14/92. Time excluded.  
(rg) [Entry date 02/20/92]

2/14/92 -- Pre-trial conference as to Jillian Nuttbrock, Rajko  
Ljutica held. Deft's appearance waed, atty's present.  
Next conf date 3/18/92 (md) [Entry date 05/14/92]

5/7/92 5 ORDER as to Jillian Nuttbrock, Rajko Ljutica. That the  
U.S. Marhsal for the S.D.N.Y. furnish defts with funds to  
cover the costs of air & transportation from Miami Beach,  
Florida, to the U.S. Courthouse, District of New York,  
where they will be attending a pretrial conference before  
Judge Kram on 5/13/92@2:00...the aforesaid expenses shall  
be paid by the U.S. Marhsal for the S.D. of Florida. (  
Signed by Judge Shirley W. Kram ); Copies mailed. (md)  
[Entry date 05/07/92]

Proceedings include all events.

1:91cr1029-2 USA v. Nuttbrock, et al

CLOSED

- 5/7/92 6 ORDER as to Jillian Nuttbrock, Rajko Ljutica. That the U.S. Marshal furnish defts with funds to coer the costs of air & transportation from the U.S. Courthouse, Dist. of N.Y.. where they will be attending a pretrial conf. before Judge Kram on 5/13/92@2:00 to Miami Beach, Florida, and that the aforesaid expenses shall be paid by the U.S. Marshal for the S.D.N.Y. ( Signed by Judge Shirley W. Kram ); Copies mailed. (md) [Entry date 05/07/92]
- 5/13/92 -- Pre-trial conference as to Jillian Nuttbrock, Rajko Ljutica held. Defts & atty's present. Deft Ljutica wishes to be assigned new counsel. Next PTC 6/10/92, time excluded. (md) [Entry date 05/14/92]
- 5/13/92 -- Pre-trial conference as to Jillian Nuttbrock, Rajko Ljutica set at 6/10/92 for Jillian Nuttbrock, for Rajko Ljutica (md) [Entry date 05/14/92]
- 5/28/92 7 ORDER as to Jillian Nuttbrock, Rajko Ljutica...that the time period from May 13, 1992 through and including June 10, 1992, be...excluded from the computation required by the Speedy Trial Act pursuant to 18 U.S.C. 3161(h)(8); ....So Ordered: ( Signed by Judge Shirley W. Kram ); Copies mailed. (ys) [Entry date 05/29/92]
- 6/8/92 8 CJA 20 as to Rajko Ljutica : Appointment of Attorney Marvyn Kornberg ( Signed by Judge Shirley W. Kram ) (jh) [Entry date 06/09/92]
- 6/8/92 9 ORDER as to Jillian Nuttbrock, Rajko Ljutica, The U.S. Marshal for the SDNY furnish defts and their son Andree Ljutica with funds to cover tavel expenses, including the costs of air and groung transportation from the US Courthouse, SDNY where they will be attending a meeting with their attorneys on 6/9/92 at 2:00 and a pretrial conf. before Judge Kram on 6/10/92 to 4044 Meridian Ave #3D Miami Beach Fl where they reside etc. ( Signed by Judge Shirley W. Kram ); Copies mailed. (jh) [Entry date 06/09/92]
- 6/8/92 10 ORDER as to Jillian Nuttbrock, Rajko Ljutica, the US Marshal for the Florida funrishj deft and their son Andress Ljutica with funds to cover travel expenses including the costs of air and ground transportation from 4044 Meridian Ave #3D Miami Beach F. where they reside to the U.S. Courthouse southern Dist. of NY etc ( Signed by Judge Shirley W. Kram ); Copies mailed. (jh) [Entry date 06/09/92]
- 6/10/92 -- Pre-trial conference as to Jillian Nuttbrock, Rajko Ljutica held. Deft Nuttbrock pres w/atty Parson, LA Deft wish to seek retain counsel. Deft Ljutica pres w/atty Kornberg CJA. CJA atty beinf relieved, new counsel to be assigned. Next conf date 7/22/92. Time excluded (Judge Kram) (jh) [Entry date 06/11/92]

Proceedings include all events.  
1:91cr1029-2 USA v. Nuttbrock, et al

CLOSED

CLOSED

6/10/92 -- Pre-trial conference as to Jillian Nuttbrock, Rajko Ljutica set at 7/22/92 for Jillian Nuttbrock, for Rajko Ljutica (jh) [Entry date 06/11/92]

6/18/92 11 CJA 20 as to Rajko Ljutica Authorization to Pay ( Signed by Judge Shirley W. Kram ) (md) [Entry date 06/18/92]

7/28/92 3 ORDER as to Jillian Nuttbrock, Rajko Ljutica. That the US Marshal for the SDNY furnish Jillian Nuttbrock, Rajko Ljutica and their son Andree Ljutica with funds to cover travel expcnses, including the costs of air and ground transportation from the US Courthouse where they will be attending a PTC before the Honorable Judge Kram on Wed. 7/29/92@2:00, the expenses shall be paid by the US Marshal for the SDNY. ( Signed by Judge Shirley W. Kram ); Copies mailed. (md) [Entry date 07/28/92]

7/28/92 4 ORDER as to Jillian Nuttbrock, Rajko Ljutica. That the US Mrashal of the FDNY furnish Jullian Nuttbrock and Rajko Ljutica with funds to cover the cost of hotel expenses for their stay in NY on 6/9/92 to allow for their meeting with their attys and their attendance at a PTC before Judge Kram on 6/10/92@2:00 and that the expenses shall be paid by the US Marshal for the SDNY. ( Signed by Judge Shirley W. Kram ); Copies mailed. (md) [Entry date 07/28/92]

7/28/92 5 ORDER as to Jillian Nuttbrock, Rajko Ljutica. The the US Marshal for the Southern District of Florida furnish Jillian Nuttbrock, Rajko Ljutica and their son, Andree Ljutica with funds to cover travel expenses including the costs of air and ground transportation from Miami Beach, Florida to the US Courthouse >D>SDDSiSiikdkdkdkdkdkdk ( Signed by Judge Shirley W. Kram ); Copies mailed. (md) [Entry date 07/28/92]

9/92 -- Pre-trial conference as to Jillian Nuttbrock, Rajko Ljutica held. Defts pres w/atty's. Next conf set for 9/23/92, time excluded. Both defts have legal aid counsel but wish to seek retained counsel. (md) [Entry date 07/30/92]

9/92 -- Pre-trial conference as to Jillian Nuttbrock, Rajko Ljutica set at 9/23/92 for Jillian Nuttbrock, for Rajko Ljutica (md) [Entry date 07/30/92]

9/92 6 ORDER as to Jillian Nuttbrock, Rajko Ljutica, that the US Marshal for the S.D. of Florida furnish Jillian Nuttbrock, Rajko Ljutica and their son, Andree Ljutica, with funds to cover travel expenses including the costs of air and ground transportation from 4044 Meridian Ave, Miami Beach, Florida, where they reside, to the US Courthouse, SDNY, etc. and expenses shall be paid by the US Marshal for the SDNY ( Signed by Judge Shirley W. Kram ); Copies mailed. (md)

Proceedings include all events.

1:91cr1029-2 USA v. Nuttbrock, et al

CLOSED

[Entry date 09/18/92]

9/18/92 7 ORDER as to Jillian Nuttbrock, Rajko Ljutica, that the US Marshal for the SDNY furnish debt and their son Andreee Ljutica with funds to cover travel expenses, including the costs of air and ground transportation from the US Courthouse, SDNY where they will be attending a pretrial conf. before Judge Kram on Wednesday 9/23/92 at 2:00 to 4044 Meridian Ave, Miami Beach, Florida and that the aforesaid expenses shall be paid by the US Marshal for the SDNY. ( Signed by Judge Shirley W. Kram ); Copies mailed. (md) [Entry date 09/21/92]

10/6/92 8 Filed Memo-Endorsement on as to Rajko Ljutica, to Continue in Interests of Justice ( Signed by Judge Shirley W. Kram ); Copies mailed. (jh) [Entry date 10/09/92]

10/28/92 -- Status conference as to Jillian Nuttbrock, Rajko Ljutica held debt. not present. AUSA John Coffey and Atty Inga Parsons present. Trial sset for 2.15.93 t/e... (gb) [Entry date 10/29/92]

10/28/92 -- Jury trial as to Jillian Nuttbrock, Rajko Ljutica set at 2/15/93 for Jillian Nuttbrock, for Rajko Ljutica (gb) [Entry date 10/29/92]

3/3/93 9 Filed Memo-Endorsement on letter by John P. Coffey, dtd 3/1/93, to Judge Kram re:...as to Jillian Nuttbrock, Rajko Ljutica, Excludabe time to Continue in Interests of Justice from 3/2/93 to 6/7/93. So Ordered: ( Signed by Judge Shirley W. Kram ); Copies mailed. (ys) [Entry date 03/08/93]

5/26/93 -- Change of Plea Hearing as to Jillian Nuttbrock, Rajko Ljutica held. Deft Nuttbrock prs w/atty Inga Parsosn. Deft Ljutica pres w/atty David Schmidt. AUSA Sean Coffey pres. Defts change plea of not guilty to guilty. Plead guilty to count 2 of indictment. PSI ordered as to both defts. Sentencing for debt Nuttbrock 10/20/93, Deft Ljutica to be sentenced on 9/22/93. Defts cont'd released on bail. (Judge Kram) (jh) [Entry date 06/01/93]

5/26/93 -- Change of Not Guilty Plea to Guilty Plea by Jillian Nuttbrock, Rajko Ljutica Jillian Nuttbrock (1) count(s) 2, Rajko Ljutica (2) count(s) 2 (jh) [Entry date 06/01/93]

5/26/93 -- PLEA entered by Jillian Nuttbrock, Rajko Ljutica . Court accepts plea. Guilty: Jillian Nuttbrock (1) count(s) 2, Rajko Ljutica (2) count(s) 2 (Terminated motions - ) (jh) [Entry date 06/01/93]

Proceedings include all events.

1:91cr1029-2 USA v. Nuttbrock, et al

CLOSED

5/26/93 -- ORAL ORDER as to Jillian Nuttbrock, Rajko Ljutica ,  
court orders PSI Report, set Sentencing for 9/22/93 for  
Rajko Ljutica, set Sentencing for 10/20/93 for Jillian  
Nuttbrock ( Entered by Judge Shirley W. Kram ) (jh)  
[Entry date 06/01/93]

12/1/93 10 Filed Memo-Endorsement on letter as to Rajko Ljutica, to  
adjourn sentencing for 6 weeks, application denied.S (   
Signed by Judge Shirley W. Kram ); Copies mailed. (jh)  
[Entry date 12/02/93]

12/16/93 -- Sentencing held Rajko Ljutica (2) count(s) 2. Deft pres  
w/atty David Schmidt and AUSA Sean Coffey. (jh)  
[Entry date 12/28/93]

12/17/93 12 JUDGMENT Rajko Ljutica (2) count(s) 2. The deft is  
committed to the custody of the U.S Bureau of Prisons to be  
imprisoned for a term of 16 months. Upon release from  
imprisonment, the deft shall be on supervised release for a  
term of 2 years. It is ordered that the deft shall pay a  
special assessment of \$50.00 for count 2 which shall be due  
immediately. ; Judgment and Commitment issued to U.S.  
Marshal ( Signed by Judge Shirley W. Kram ) (jh)  
[Entry date 01/03/94]

12/23/93 11 Filed Memo-Endorsement on letter from Govt as to Rajko  
Ljutica, dismissing count one of the indictment. ( Signed  
by Judge Shirley W. Kram ); Copies mailed. (jh)  
[Entry date 12/28/93]

12/23/93 -- DISMISSAL of Count(s) on Government Motion as to Rajko  
Ljutica Terminated motions: Counts Dismissed: Rajko  
Ljutica (2) count(s) 1 (jh) [Entry date 12/28/93]

12/30/93 -- Docketed as a Judgment #93,2914 on 12/30/93. (rg)  
[Entry date 01/06/94]



Proceedings include all events.

1:91cr1029-2 USA v. Nuttbrock, et al

CLOSED

7/11/95 19 TRANSCRIPT of record of proceedings as to Jillian  
Nuttbrock, Rajko Ljutica for dates of May 26, 1993. (dd)  
[Entry date 07/11/95]



FD-245 S (Rev. 4/90) Sheet 1 - Judgment in Criminal Case

37719-004

## United States District Court

SOUTHERN

District of NEW YORK

Certified as a true copy

This Date: 12-16

By R. Zana

( ) Clerk  
( ) Deputy

UNITED STATES OF AMERICA

V.

RAJKO LJUTICA

(Name of Defendant)

## JUDGMENT IN A CRIMINAL CASE

(For Offenses Committed On or After November 1, 1990)

Case Number: 91-01029-02 (SWK)

DAVID SCHMIDT

Defendant's Attorney

## THE DEFENDANT:

☒ pleaded guilty to count(s) 2☐ was found guilty on count(s) \_\_\_\_\_, after plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
18 USC 1344 & 2	BANK FRAUD (CLASS C FELONY)	4/18/90 - 4/26/90	2

The defendant is sentenced as provided in pages 2 through 4 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) \_\_\_\_\_ and is discharged as to such count(s).
- ☒ Count(s) 1 (is)(are) dismissed on the motion of the United States
- ☐ It is ordered that the defendant shall pay a special assessment of \$ 50.00, for count(s) 2, which shall be due ☒ immediately ☐ as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: 082-74-8348

Defendant's Date of Birth: 10/12/57

Defendant's Mailing Address:

345 MICHIGAN AVENUE, APT 24  
MIAMI BEACH, FLORIDA 33140

Defendant's Residence Address:

SAME AS ABOVE

DECEMBER 16, 1993

Date of Imposition of Sentence

Signature of Judicial Officer

SHIRLEY WOHLKE-KRANZ, U.S.D.J.

Name &amp; Title of Judicial Officer

AO 245 S (Rev. 4/90) Sheet 2 - Imprisonment

Defendant: RAJKO LJUTICA  
Case Number: 91-Q1029-02 (SWK)

Judgment—Page 2 of 4

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 15 MONTHS

☐ The court makes the following recommendations to the Bureau of Prisons:

- ☐ The defendant is remanded to the custody of the United States marshal.  
☒ The defendant shall surrender to the United States marshal for this district,

☒ at 10 a.m. JANUARY 3, 1994  
p.m. on \_\_\_\_\_

☐ as notified by the United States marshal.

- ☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons,

☐ before 2 p.m. on \_\_\_\_\_

☐ as notified by the United States marshal.

☐ as notified by the probation office.

**RETURN**

I have executed this judgment as follows:

Defendant delivered on 1/24/94 to FBI Pet. \_\_\_\_\_ at \_\_\_\_\_

\_\_\_\_\_, with a certified copy of this judgment.

1-20-94  
Del To USP Lewisburg  
D. L. Lively Jr.

United States Marshal

(Rev. 4/90) Sheet 3 - Supervised Release

Defendant: RAJKO LJUTICA  
Case Number: 91-01029-02 (SWK)

Judgment—Page 3 of 4**SUPERVISED RELEASE**

Upon release from imprisonment, the defendant shall be on supervised release for a term of \_\_\_\_\_  
**TWO (2) YEARS**

While on supervised release, the defendant shall not commit another federal, state, or local crime and shall not illegally possess a controlled substance. The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- ☐ The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.
- ☐ The defendant shall not possess a firearm or destructive device.

**STANDARD CONDITIONS OF SUPERVISION**

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

AO 245 3 (Rev. 4/90) Sheet 7 - Statement of Reasons

RAJKO LJUTICA

Judgment - Page 4

Defendant:

Case Number: 91-01029-02 (SWK)

### STATEMENT OF REASONS

☒ The court adopts the factual findings and guideline application in the presentence report.

OR

☐ The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

#### Guideline Range Determined by the Court:

Total Offense Level: \_\_\_\_\_

Criminal History Category: \_\_\_\_\_

Imprisonment Range: \_\_\_\_\_ to \_\_\_\_\_ months

Supervised Release Range: \_\_\_\_\_ to \_\_\_\_\_ years

Fine Range: \$ \_\_\_\_\_ to \$ \_\_\_\_\_

☐ Fine is waived or is below the guideline range, because of the defendant's inability to pay

Restitution: \$ \_\_\_\_\_

☐ Full restitution is not ordered for the following reason(s):

☐ The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

☐ The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

☐ upon motion of the government, as a result of defendant's substantial assistance.

☐ for the following reason(s):

AO 245 S (Rev. 4/90) Sheet 7 - Statement of Reasons

RAJKO LJUTICA

Defendant:  
Case Number: 91-01029-02 (SWK)

Judgment Page 4

### STATEMENT OF REASONS

☒ The court adopts the factual findings and guideline application in the presentence report.

OR

☐ The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

#### Guideline Range Determined by the Court:

Total Offense Level: \_\_\_\_\_

Criminal History Category: \_\_\_\_\_

Imprisonment Range: \_\_\_\_\_ to \_\_\_\_\_ months

Supervised Release Range: \_\_\_\_\_ to \_\_\_\_\_ years

Fine Range: \$ \_\_\_\_\_ to \$ \_\_\_\_\_

☐ Fine is waived or is below the guideline range, because of the defendant's inability to pay

Restitution: \$ \_\_\_\_\_

☐ Full restitution is not ordered for the following reason(s):

☐ The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

☐ The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

☐ upon motion of the government, as a result of defendant's substantial assistance.

☐ for the following reason(s):